

**ORIGINAL**  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS

DALLAS DIVISION

NOV - 1 2012  
CLERK, U.S. DISTRICT COURT  
By \_\_\_\_\_ Deputy *AM*

WAYNE H. NORMAN

PLAINTIFF,

CIVIL ACTION: 3:12-CV-492-L**JURY DEMAND**

TRS RECOVERY SERVICES, INC.,

DEFENDANT.

**Motion for Partial Summary Judgment**

The Plaintiff, Wayne H. Norman, files this Motion for Partial Summary Judgment and would show as follows:

1. **Summary** – The element(s) of each claim as to which summary judgment is sought are:

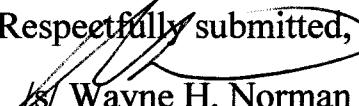
a. that the Defendant violated the Fair Debt Collection Practices Act, 15 U.S.C. section 1692e(11) as alleged in Paragraphs 13, 19, 20, and 21 of the Amended Complaint;

b. that the Defendant violated the Fair Debt Collection Practices Act, 15 U.S.C. section 1682c(c) as alleged in Paragraph 22 of the Amended Complaint;

**2. Legal Factual Grounds on Which the Plaintiff Relies:**

- a. the FDCPA is a strict liability statute, and requires that the affirmative notice requirement, or “mini-miranda” must be given in all communications from a debt collector to a consumer;
- b. the FDCPA is a strict liability statute, and requires that debt collection efforts must cease after being notified in writing to do so;

WHEREFORE, the Plaintiff respectfully requests that the Court grant a summary judgment as requested for such other and further relief, both at law and in equity, to which the Defendants may be justly and legally entitled.

Respectfully submitted,  
  
/s/ Wayne H. Norman

Wayne H. Norman  
509 Elgin Apt. 1  
Forest Park, IL 60130  
(682) 241-8688  
whnorman@hotmail.com

**CERTIFICATE OF SERVICE**

I hereby certify that on November 3<sup>rd</sup>, 2012, I electronically filed the foregoing with the clerk for the U.S. District Court, Northern District of Texas, using the CM/ECF system which will send notification to case participants registered for electronic notice.

**ANDERSON TOBIN, PLLC**

Kendal B. Reed

One Galleria Tower

1355 Noel Road, Suite 1900

Dallas, Texas 75240

**ATTORNEYS FOR DEFENDANT**

**TRS RECOVERY SERVICES, INC.**

/s/ Wayne H. Norman



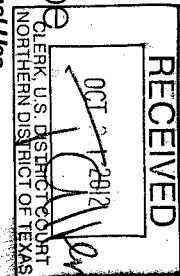
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